

**EIGHTY-FOURTH GENERAL ASSEMBLY
2012 REGULAR SESSION
DAILY
HOUSE CLIP SHEET**

APRIL 3, 2012

HOUSE FILE 2435

H-8402

1 Amend the amendment, H-8213, to House File 2435 as
2 follows:
3 1. Page 2, by striking lines 26 through 35 and
4 inserting:
5 <d. The general assembly finds that it is the
6 policy of this state that public funds shall not
7 be used for the payment of abortion procedures.
8 This prohibition includes but is not limited to the
9 use of public funds, directly or indirectly, for
10 administrative costs or expenses, overhead, employee
11 salaries, rent, and telephone or other utilities of
12 abortion referral or abortion counseling services.>
13 2. Page 2, by striking lines 46 through 49.
14 3. Page 3, by striking lines 34 through 36 and
15 inserting <abortions or maintains or operates a
16 facility where abortions are performed.>
17 4. By renumbering as necessary.

By SHAW of Pocahontas

H-8402 FILED APRIL 2, 2012

HOUSE FILE 2449

H-8399

1 Amend House File 2449 as follows:
2 1. Page 2, after line 11 by inserting:
3 <Sec. _____. NEW SECTION. 2.40A Deferred
4 compensation.
5 A member of the general assembly who has elected
6 to participate in a deferred compensation program
7 established under section 509A.12 shall be eligible for
8 participation, including eligibility for an employer
9 contribution match, on the basis of participation rules
10 established for full-time state employees excluded
11 from collective bargaining as provided in chapter 20.
12 The member shall authorize a payroll deduction of the
13 member's contribution to the program according to the
14 member's pay plan selected pursuant to section 2.10,
15 subsection 4.>
16 2. Page 5, after line 8 by inserting:
17 <Sec. _____. EFFECTIVE DATE. The following section
18 of this division of this Act takes effect upon the
19 convening of the Eighty-fifth General Assembly in
20 January 2013:
21 1. The section of this division enacting section
22 2.40A.>
23 3. By renumbering as necessary.

By R. OLSON of Polk

H-8399 FILED APRIL 2, 2012

HOUSE FILE 2449

H-8400

1 Amend House File 2449 as follows:

2 1. By striking page 20, line 10, through page 23,
3 line 22.

4 2. By renumbering, redesignating, and correcting
5 internal references as necessary.

By STECKMAN of Cerro Gordo
FORRISTALL of Pottawattamie

H-8400 FILED APRIL 2, 2012

HOUSE FILE 2449

H-8403

1 Amend House File 2449 as follows:

2 1. By striking page 8, line 19, through page 9,
3 line 15.

4 2. By renumbering as necessary.

By HALL of Woodbury
GASKILL of Wapello

H-8403 FILED APRIL 2, 2012

SENATE FILE 430

H-8405

1 Amend the amendment, H-8270, to Senate File 430,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 2, after line 20 by inserting:

5 <____. Page 4, line 32, by striking <dismiss the
6 action without prejudice> and inserting <stay the
7 action pending resolution of the complaint with the
8 board>

9 _____. Page 5, line 1, by striking <dismissed> and
10 inserting <stayed>>

11 2. Page 2, after line 36 by inserting:

12 <____. Page 11, line 19, after <operations,> by
13 inserting <procedures for the handling of confidential
14 information by the executive director and members of
15 the board, conflict of interest policies for board
16 members,>>

17 3. By renumbering as necessary.

By ROGERS of Black Hawk

H-8405 FILED APRIL 2, 2012

SENATE FILE 2171

H-8404

1 Amend Senate File 2171, as passed by the Senate, as
2 follows:

3 1. Page 1, line 2, after <chiropractic> by
4 inserting <or a physical therapist>

5 2. Page 1, line 8, by striking <chapter 151>
6 and inserting <chapter 151, or a physical therapist
7 licensed pursuant to chapter 148A,>

8 3. Title page, by striking line 2 and inserting
9 <certain health care providers.>

By WESSEL-KROESCHELL of Story

H-8404 FILED APRIL 2, 2012

SENATE FILE 2311

H-8401

1 Amend Senate File 2311, as passed by the Senate, as
2 follows:

3 1. Page 54, after line 17 by inserting:

4 <DIVISION _____
5 IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE TANK
6 FUND BOARD

7 Sec. _____. Section 455G.4, subsection 1, paragraph
8 a, subparagraphs (4) and (5), Code Supplement 2011, are
9 amended to read as follows:

10 (4) ~~Two~~ Three public members appointed by the
11 governor and confirmed by the senate to staggered
12 four-year terms, except that, of the first members
13 appointed, one public member shall be appointed for a
14 term of two years and one for a term of four years. A
15 public member shall have experience, knowledge, and
16 expertise of the subject matter embraced within this
17 chapter. ~~The two~~ A public member shall ~~members shall~~ member may
18 have experience in either, or both, financial markets
19 or insurance.

20 (5) ~~Two~~ Three owners or operators appointed by the
21 governor, two of which shall be designated as follows:

22 (a) One member shall be an owner or operator who is
23 self-insured.

24 (b) One member shall be a member of the petroleum
25 marketers and convenience stores of Iowa or its
26 designee.>

27 2. By renumbering as necessary.

By S. OLSON of Clinton
PAUSTIAN of Scott

H-8401 FILED APRIL 2, 2012

Fiscal Note

Fiscal Services Division



HF 2455 – City Financial Examination Requirements (LSB 5366HV)
Analyst: Ron Robinson (Phone: 515-281-6256) (ron.robinson@legis.state.ia.us)
Fiscal Note Version – New

Description

House File 2455 requires cities with a population of less than 2,000 and budgeted gross expenditures of \$1.0 million or more in two consecutive fiscal years to submit to an examination conducted by the Auditor of State or a certified public accountant chosen by the city during the second budgeted fiscal year.

The Bill further requires cities with a population of less than 2,000 and budgeted gross expenditures of less than \$1.0 million to submit to periodic examinations by the Auditor of State or a certified public accountant employed by the Auditor of State. The Bill requires a city subject to such periodic examination requirements to be examined at least once during an eight-year period at a time determined by the Auditor of State.

The Bill requires the Auditor of State to establish and collect a periodic examination fee to be paid by all cities not subject to an annual audit or required fiscal year examination, and requires the fees to be maintained in a segregated account that is not subject to reversion to the State General Fund or any other fund. The Bill requires the Auditor of State to base such fees on a sliding scale based upon a city's budgeted gross expenditures to produce total revenue of not more than \$375,000 in a fiscal year. The Bill provides fees collected in excess of \$375,000 to be used to provide municipal financial management training to city officials. The Bill requires the cost of conducting the periodic examinations to be paid by the Auditor of State from the segregated account.

The Bill also requires the Auditor of State to report by January 15 of each year to the General Assembly's standing committees on government oversight on the status of the segregated account created for the conduct of periodic examinations and on the status of the required fiscal year examinations and periodic examinations of cities.

The Bill may include a State mandate as defined in [Iowa Code section 25B.3](#). The Bill makes [Iowa Code section 25B.2\(3\)](#) inapplicable, thus eliminating an exemption to the State mandate due to cost. Therefore, political subdivisions are required to comply with any State mandate included in the Bill.

Background

Current law requires cities with populations of 700 or more and less than 2,000 to be examined once every four years. Cities with no statutory audit requirement may be audited or examined as determined by the city or upon a taxpayer petition.

Assumption

The Auditor of State will establish the fee structure to produce the \$375,000 revenue limit established in this Bill.

Fiscal Impact

There is no impact to the State General Fund.

[House File 2455](#) will increase fees to cities by an estimated \$375,000 annually to be deposited in a segregated account in the office of the Auditor of State. The Auditor will expend the fee revenue each fiscal year for the cost of conducting audits or examinations of those cities and the payment of certified public accountants employed by the Auditor of State to conduct audits and examinations.

Source

Auditor of State

/s/ Holly M. Lyons

April 2, 2012

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#). Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.

Fiscal Note

Fiscal Services Division



SF 451 – School Dropout Prevention (LSB 1558H8387)

Analyst: Shawn Snyder (Phone: 515-281-7799) (shawn.snyder@legis.state.ia.us)

Fiscal Note Version – Amendment **H-8339** as amended by **H-8387**

Description

Amendment **H-8339** as amended by **H-8387** changes the requirement that school districts use the FY 2012 modified allowable growth (MAG) ratio (amount of modified allowable growth requested as a ratio to the district total regular program cost) to permit the use of the maximum ratio the school district had between FY 2010 and FY 2013 for restrictions on MAG funding for the Returning Dropout and Dropout Prevention Program. However, a district with a ratio below 2.5% could request MAG up to a ratio of 2.5%. Additionally, the amendment provides that the section detailing the appropriate uses of the Program funding is effective beginning in FY 2013.

Assumptions

- Returning Dropout and Dropout Prevention Program MAG funding ratios for FY 2013 are based on preliminary information from the Department of Education and are subject to change.
- In FY 2013, there will be 348 school districts. The ratios from previous fiscal years are based on the ratios for those 348 districts.
- Of the 348 school districts, 53 school districts have a maximum ratio below 2.5% between FY 2010 and FY 2013, including 18 districts with a ratio of 0.0%. The remaining 295 districts had a maximum ratio between 2.5% and 5.0% between FY 2010 and FY 2013, including 54 with a ratio of 5.0% (the maximum ratio under current law).
- Freezing the ratio of MAG¹ will reduce the MAG capacity from \$142.4 million to \$121.2 million, a reduction of \$21.2 million (based on FY 2013 data). The freeze will not occur until FY 2014.
- The 53 districts that were below the 2.5% ratio level between FY 2010 and FY 2013 will generate \$4.9 million for MAG for the Dropout and Dropout Prevention Program based on their maximum ratio between FY 2010 and FY 2013. Based on the FY 2013 data, at the 2.5% ratio level, the total will increase to \$8.5 million. However, compared to current law, capping the maximum ratio for these 60 districts will reduce the remaining MAG capacity for these districts from \$17.1 million to \$8.5 million, a reduction of \$8.6 million.
- The 295 districts that were at or above the 2.5% ratio level between FY 2010 and FY 2013 will generate \$112.6 million for MAG for the Dropout and Dropout Prevention Program. Capping the maximum ratio for these 295 districts will reduce the remaining MAG capacity for these districts from \$125.3 million to \$112.6 million, a reduction of \$12.7 million.
- In FY 2011, the restricted ending fund balance reserved for the Dropout and Dropout Prevention Program totaled \$23.1 million. These funds will be available for use in future fiscal years and will limit the amount of MAG requested by a like amount.
- Changing the effective date for the appropriate uses of Program funds to FY 2013 will have no fiscal impact. The FY 2013 MAG amounts for the Program have been established and will not increase.

¹ A school district can request to use the maximum ratio between FY 2010 through FY 2013, or 2.5%, whichever is greater.

Fiscal Impact

There is no State General Fund impact as a result of the House Amendment [H-8387](#). The impact on school district property tax amounts are unknown and may vary between districts and any impact will not occur until FY 2014. Although the amendment allows for expanded uses of the Program funds, school districts will either be capped at the highest ratio between FY 2010 through FY 2013, or the 2.5% ratio, whichever is greater. In future fiscal years, any increases in MAG for the Returning Dropout and Dropout Prevention Program will likely be the result of future allowable growth rates and/or increased enrollments for individual school districts.

Sources

Iowa Department of Management, School Aid file
Iowa Department of Education, Preliminary FY 2013 Returning Dropout/Dropout Prevention Funding file and Preliminary FY 2011 Restricted Fund Balance file
LSA analysis and calculations

/s/ Holly M. Lyons

April 2, 2012

The fiscal note for this bill was prepared pursuant to [Joint Rule 17](#). Data used in developing this fiscal note is available from the Fiscal Services Division of the Legislative Services Agency upon request.
